

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TROY SMITH JR.,

Defendant.

4:12CR3048

ORDER

After hearing evidence, the court finds Defendant has failed to meet the burden of showing, by clear and convincing evidence pursuant to 18 U.S.C. § 3143 (a) and Fed. R. Crim. P. Rule 32.1(a)(6) that defendant will appear at court proceedings and will not pose a danger to the safety of any person or the community if released. The Court's findings are based on the evidence presented in court and contained in the court's records, including the facts underlying Defendant's pending criminal charges for domestic abuse, his failure to comply with recommended sexual abuse/mental health treatment, his untruthful statements to his supervising officer, his failure to maintain contact with that officer as required, and his travel to another state without the consent or knowledge of the court's probation office.

IT IS ORDERED:

- 1) The above-named defendant shall be detained until further order.
- 2) The defendant is committed to the custody of the Attorney General for confinement in a corrections facility; the defendant shall be afforded reasonable opportunity for private consultation with counsel; and on order of a court of the United States, or on request of an attorney for the government, the person in charge of the facility shall deliver the defendant to a United States Marshal for appearance in connection with a court proceeding.

July 25, 2016.

BY THE COURT:
s/ Cheryl R. Zwart
United States Magistrate Judge